

## **REMARKS/ARGUMENTS**

Reconsideration and withdrawal of the rejections of the application are respectfully requested in view of the remarks herewith, which place the application into condition for allowance. The present response is being made to facilitate prosecution of the application.

### **I. STATUS OF THE CLAIMS AND FORMAL MATTERS**

Claims 1-11 are pending in this application. Claims 1, 4, and 8, which are independent, are hereby amended. No new matter is added by these amendments. Changes to claims are not made for the purpose of patentability within the meaning of 35 U.S.C. §101, §102, §103, or §112. Rather, these changes are made simply for clarification and to round out the scope of protection to which Applicants are entitled.

### **II. SUPPORT FOR CLAIM AMENDMENTS IN THE SPECIFICATION**

Support for this amendment is provided at paragraphs [0058]-[0063] of the Specification as originally filed, which are reproduced below:

[0046] Further, in the present embodiment, the control section 19 is configured to receive a controlled state (hereinafter referred to as "status") of the personal computer 12 at regular time intervals, and to transmit a start-up or termination request for the DVD creation application caused by the user's operation on the video camera 11, or the status displayed on the video camera 11.

### III. REJECTIONS UNDER 35 U.S.C. §102

Claims 1-8 were rejected under 35 U.S.C. §102(b) as allegedly anticipated by U.S. Patent No. 5,953,481 to Watanabe, et al. (hereinafter, merely “Watanabe”)

Claim 1 recites, *inter alia*:

“control means for recognizing a controlled state of an external recording device when a communication is enabled with the recording device through the communication means conforming to a predetermined transmission method,

wherein the control means is configured to transmit a start-up request for a recording application in response to the recognized control state of the external recording device...

...wherein the external recording device records the imaging data that has been obtained through the communication means based on the recording application executed.” (emphasis added)

Claim 1 generally relates to an imaging device comprising a control means that is configured to transmit a start-up request for a recording application in response to the recognized control state of the external recording device.

Applicants submit that Watanabe does not suggest or render predictable such feature.

As understood by Applicants, Watanabe discloses a reproducing apparatus with editing capabilities. In Watanabe the user controls reproducing and editing through the use of pressing buttons.

Applicants submit that nothing has been found in Watanabe that would suggest or render predictable the above-identified features of claim 1. Specifically, Applicants submit that Watanabe fails to suggest or render predictable control means for recognizing a controlled state

of an external recording device when a communication is enabled with the recording device through the communication means conforming to a predetermined transmission method, wherein the control means is configured to transmit a start-up request for a recording application in response to the recognized control state of the external recording device, wherein the external recording device records the imaging data that has been obtained through the communication means based on the recording application executed, as recited in claim 1.

Therefore, claim 1 is patentable. Claims 4 and 8 are also patentable for similar or somewhat similar reasons.

#### **IV. DEPENDENT CLAIMS**

The other claims in this application are each dependent from one of the independent claims discussed above and are therefore believed patentable for at least the same reasons. Since each dependent claim is also deemed to define an additional aspect of the invention, however, the individual reconsideration of the patentability of each on its own merits is respectfully requested.

Similarly, because Applicants maintain that all claims are allowable for at least the reasons presented hereinabove, in the interests of brevity, this response does not comment on each and every comment made by the Examiner in the Office Action. This should not be taken as acquiescence of the substance of those comments, and Applicants reserve the right to address such comments.


**CONCLUSION**

In the event the Examiner disagrees with any of statements appearing above with respect to the disclosure in the cited reference, it is respectfully requested that the Examiner specifically indicate those portions of the reference providing the basis for a contrary view.

In view of the foregoing remarks, it is believed that all of the claims in this application are patentable and Applicants respectfully request early passage to issue of the present application.

Please charge any additional fees that may be needed, and credit any overpayment, to our Deposit Account No. 50-0320.

Respectfully submitted,  
FROMMER LAWRENCE & HAUG LLP  
Attorneys for Applicants

By   
Thomas F. Presson  
Reg. No. 41,442  
(212) 588-0800